

FILED

JAN 5 2007

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

US DISTRICT COURT, EDNC
BY  CLERK
DEP CLK

NO. 5:03CR00367-001BO

UNITED STATES OF AMERICA,)
)
)
Plaintiff,)
)
v.)
)
)
BRIAN TOD SCHELLENBERGER,) **ANSWER OF THE GARNISHEE**
)
)
Defendant,)
)
)
v.)
)
NORTHERN TRUST COMPANY,)
)
)
Garnishee.)

Terrie Young, BEING DULY SWORN DEPOSES
(Name of person completing Answer)

AND SAYS:

IF GARNISHEE IS AN INDIVIDUAL:

That I am the Garnishee herein doing business in the name of :

Northern Trust Company.
(Business name)

IF GARNISHEE IS A PARTNERSHIP:

That I am the _____ of a partnership of which the
(Position title)
named Garnishee is a partner.

IF GARNISHEE IS A CORPORATION:

That I am the Paralegal of
Northern Trust Company,
(Position title)
(Company name)

Garnishee, a corporation organized under the laws of the State of Illinois.
(State of Incorporation)

On December 28, 2006, the above-named Garnishee was served with the
Writ of Continuing Garnishment for the pay period in effect on this date of service:

Yes No

1. Defendant was in my/our employ.
2. Pay period is _____ weekly, _____ bi-weekly
_____ semi-monthly, _____ monthly.

Enter date present pay period began. (Present means the pay period in
which this order and notice of garnishment were served) -

Enter date above pay period ends _____.

3. Enter amount of net wages. Calculate below:

(a) Gross Pay \$ _____

(b) Federal income tax \$ _____

(c) F.I.C.A. income tax \$ _____

(d) State income tax \$ _____

Total of tax withholdings \$ _____

Net Wages \$ _____
(a less total of b, c, d)

4. Have there been previous garnishments in effect?

If the answer is yes, describe below:

____ 5. The Garnishee has custody, control or possession of the following property (non-earnings), in which the Defendant maintains an interest, as described below:

Description of Property	Approximate Value of Property	Description of Defendant's Interest

____ 6. Garnishee anticipates owing to the defendant in the future, the following amounts:

Amount	Estimated Date or Period Due
\$	
\$	
\$	
\$	
\$	

Check the applicable line below if you deny that you hold property subject to this order of garnishment.

____ The Garnishee makes the following claim of exemption on the part of Defendant.

____ The Garnishee has the following objections, defenses, or set-offs to Plaintiff's right to apply Garnishee's indebtedness to defendant upon Plaintiff's claim.

____ The Garnishee was then in no manner and upon no account indebted or under liability to the defendant, and the Garnishee did not have in his/her possession or control any property belonging to the defendant, or in which the Garnishee has an interest; and is in no manner liable as Garnishee in this action.

The Garnishee acknowledges the Original Answer must be mailed to:

Clerk, United States District Court
P. O. Box 25670
Raleigh, North Carolina 27611

and a copy of this Answer to:

United States Attorney
310 New Bern Avenue
Suite 800, Federal Building
Raleigh, North Carolina 27601-1461
ATTN: Financial Litigation Unit

and a copy of this Answer given to the Defendant at: (Address)

Jenice D. Young

Garnishee

Subscribed and sworn to before me this

2nd day of January, 2007.
Latrice Phillips
Notary Public

My Commission Expires: 11-04-08

